

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION

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|-------------------------------------|---|-----------------------------------|
| IN RE: |) | Chapter 11 |
| |) | |
| EASTERN LIVESTOCK CO., LLC, et al., |) | Case No. 10-93904-BHL-11 |
| |) | |
| Debtors. |) | |
| |) | |
| FRIONA INDUSTRIES, L.P., |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | Adversary Proceeding No. 11-59093 |
| |) | |
| EASTERN LIVESTOCK CO., LLC, et al., |) | |
| |) | |
| Defendants. |) | |
| |) | |
| and |) | |
| |) | |
| CACTUS GROWERS, INC., |) | |
| |) | |
| Intervenor, |) | |
| |) | |
| v. |) | |
| |) | |
| EASTERN LIVESTOCK CO., LLC, et al., |) | |
| |) | |
| and |) | |
| |) | |
| J & F OKLAHOMA HOLDINGS, INC., |) | |
| |) | |
| Intervenor, |) | |
| |) | |
| v. |) | |
| |) | |
| EASTERN LIVESTOCK CO., LLC, et al., |) | |
| |) | |
| Defendants. |) | |

TRUSTEE'S FED R. CIV. P. 30(b)(6)
NOTICE OF DEPOSITION TO
AARON MILLER AND MERVIN MILLER d/b/a/ CLF FEEDERS

Please take notice that, pursuant to Fed. R. Civ. P. 30(b)(6) and Fed. R. Bankr. P. 7030, James A. Knauer (the "Trustee"), as the trustee of Eastern Livestock Co., LLC ("ELC"), by counsel, will take the deposition of Aaron Miller and Mervin Miller d/b/a CLF Feeders beginning at 10:00 a.m. CDT on October 22, 2013 at the Law Office of Daniel G. Menzie, LLC, 901 E. St. Louis, Suite 200, Springfield Missouri before a court reporter authorized to administer oaths. The deposition will be conducted in accordance with the July 3, 2012 Order Establishing Deposition Protocols [Main Case, Doc. 1229]. You are invited to appear and take part in such examination.

Definitions

Definitions applicable to this Notice of Deposition include the following:

1. You, "your," and "CLF Feeders" means and refers to Aaron Miller and Mervin Miller d/b/a CLF Feeders and includes all persons and organizations under your control, including but not limited to your parents, subsidiaries, affiliates, officers, directors, employees, attorneys, accountants, agents, and representatives of any kind.
2. "ELC" or "Eastern" means and refers to Eastern Livestock Co., LLC, and includes its affiliates, members, officers, employees, attorneys, agents, accountants, and representatives of any kind.
3. "Trustee" means and refers to James A. Knauer, as the duly appointed Chapter 11 trustee for Eastern Livestock Co., LLC, and includes his attorneys, agents, and representatives of any kind.

4. The "Cattle" means and refers to the cattle that are the subject of paragraph 75 of your Answer, Counterclaims and Cross-Claims filed in the above-captioned AP (Doc. No. 117)

Subjects of Examination

Examination is requested on any and all knowledge possessed by or reasonably available to CLF Feeders relating to the following matters:

1. Any agreement, oral or written, relating to or concerning any of the Cattle.
2. The purchase and sale of any of the Cattle to any person or entity.
3. Any payment that CLF Feeders made or received for any of the Cattle.
4. CLF Feeders' business dealings with ELC during 2009 and 2010.
5. CLF Feeders' business dealings with J&F Oklahoma Holdings, Inc. or any related entity during 2009 and 2010.
6. Any conversations that any representative of CLF Feeders had with anyone concerning payment for any of the Cattle.
7. Any conversations that any representative of CLF Feeders had with anyone concerning any of the Cattle.
8. Any proof of claim or bond claim that you have filed or submitted that relates to the Cattle.
9. All purchase orders, invoices, shipping records, trucking records or other records that relate to any of the Cattle.

FAEGRE BAKER DANIELS LLP

By: /s/ Shawna Eikenberry

Counsel for James A. Knauer, Chapter 11 Trustee

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CERTIFICATE OF SERVICE

I certify that on October 8, 2013, a copy of the foregoing filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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I further certify that on October 8, 2013, a copy of the foregoing pleading was mailed by first-class U.S. Mail, postage prepaid and properly addressed, to the following:

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I further certify that on October 8, 2013, a copy of the foregoing pleading was served via electronic mail transmission on the following:

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/s/ Shawna M. Eikenberry